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## MOS 2275A Canadian Business Law

### Course Outline: Section – 651/Summer 2016

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#### 1. Course Information:

##### 1.1 Class Location and Time:

n/a – Distance studies

##### 1.2 Contact Information:

**Instructor:** Susan Toth

**Office:** SSC 4434

**Office Hours:** by appointment

**Phone:** 519-438-4049

**Email:** [stoth3@uwo.ca](mailto:stoth3@uwo.ca)

DAN Management and Organizational Studies strives at all times to provide accessibility to all faculty, staff, students and visitors in a way that respects the dignity and independence of people with disabilities. Please contact the course instructor if you require material in an alternate format or if you require any other arrangements to make this course more accessible to you. You may also wish to contact Services for Students with Disabilities (SSD) at 519-661-2111 ext 82147 for any specific question regarding an accommodation. More information about “Accessibility at Western” is available at:

<http://accessibility.uwo.ca>

#### 2. Calendar Description

**2.1.** The purpose of this course is to provide an introduction to the field of business (commercial) law with emphasis on the principal features of Canada's legal system, the law of torts, the law of contract, and four special contractual relationships: the employment relationship, labor law, the sale of goods, and consumer protection.

**2.2. Antirequisite(s):** [Business Administration 4450A/B](#), Law 5510A/B, 5210A/B.

**2.3. Prerequisite(s):** Enrollment in BMOS or Honors Specialization in Urban Development or Technical Entrepreneurship Certificate (TEC).

##### 2.1 Senate Regulations

Senate Regulations state, “unless you have either the requisites for this course or written special permission from your Dean to enroll in it, you will be removed from this course and it will be deleted from your record. This decision may not be appealed. You will receive no adjustment to your fees in the event that you are dropped from a course for failing to have the necessary prerequisites.”

#### 3. Textbook

Willes, John A., *Contemporary Canadian Business Law: Principles and Cases*, 11th Edition, McGraw-Hill Ryerson Limited: Toronto, 2015.

## 4. Course Objectives and Format

### 4.1 Course objectives

- To develop an understanding of Canadian business law and general legal principles as they apply to business.
- To be able to identify and analyse legal problems and issues as they relate to business.
- To understand various legal relationships found in the business environment.
- To understand various different types of business contracts.
- To familiarize students with legal issues including torts, negligence, contracts, forms of business organization, property, debtor and creditor, labour and employment, intellectual property, e-business and dispute resolution.

### 4.2 Course format

This is an online course, there are notes posted covering the readings for each week of the course, these notes are to be read in conjunction with the text. At the end of the notes for each chapter covered there are discussion questions to assist with ensuring students understand the course materials. Students are advised to keep pace with the reading schedule – there is no live chat time, students access the materials on their own schedule.

## 5. Evaluation

There are two exams, time and location tba.

Exam #	Percentage of Course Grade
1	45%
2	55%

Exams are **MULTIPLE CHOICE in format**. Each exam, in total, will be scheduled **for 2 hours, consist of 50 questions**, and are **closed book examinations. Dictionaries are NOT allowed into the examinations.**

**Calculators are not necessary or required.**

Students are responsible for material covered in the lectures as well as the assigned chapters/sections in the text. Exams 1 and 2 will be in class time. The third exam will be scheduled during the exam period. Exams will not be returned to students but may be reviewed in the instructor's office.

Students are **REQUIRED TO COMPLETE ALL COMPONENTS** of this course. There are no exceptions to this. Extra assignments to improve grades **will NOT** be allowed.

Exams will be scored using the program Scan Exam which examines the answer sheets for unusual coincidences in the pattern of answers given which may be indicative and used as supporting evidence of cheating.

**Grades will not be adjusted on the basis of need. It is important to monitor your performance in the course. Remember: *You* are responsible for your grades in this course.**

## 6. Lecture and Examination Schedule

<u>DATE:</u>	<u>TOPIC:</u>	<u>ASSIGNED READING</u>
Week 1 – May 9	Introduction to law	Ch 1,2
Week 2 – May 16	The Law of Torts	Ch 4, 5, 6
Week 3 - May 23	The Law of Contract, Intro, Consideration	Ch 7,8
Week 4 – May 30	The Law of Contract, Capacity, Legality, Writing	Ch 9,10
Week 5 – June 6	The Law of Contract, Failure to contract, Privity	Ch 11, 12
Week 6 – June 13	The Law of Contract, Performance, Breach of Contract	Ch 13, 14
Week 7 – June 20	Agency	Ch 15
TBA	<b>MIDTERM TEST 45%</b>	<b>Chapter 1-14 (Week 1 – 6)</b>
Week 8 – June 27	Partnership, Corporate law	Ch 16, 17
Week 9 – July 4	Employment law, Labour law	Ch 19
Week 10 – July 11	Sale of Goods, Consumer protection	Ch 21, 27
Week 11 – July 18	Real Property, Mortgages	Ch 22, 23
Week 12 – July 25	Security for debt	Ch 29
TBA	<b>FINAL EXAM 55%</b>	<b>Chapters 15-29 only (not cumulative)</b>

## 7. University Policy Regarding Illness

### 7.1 Illness

The University recognizes that a student's ability to meet his/her academic responsibilities may, on occasion, be impaired by medical illness. Illness may be acute (short term), or it may be chronic (long term), or chronic with acute episodes. The University further recognizes that medical situations are deeply personal and respects the need for privacy and confidentiality in these matters. However, in order to ensure fairness and consistency for all students, academic accommodation for work representing 10% or more of the student's overall grade in the course shall be granted only in those cases where there is documentation supplied (see below for process) indicating that the student was seriously affected by illness and could not reasonably be expected to meet his/her academic responsibilities.

Documentation shall be submitted, as soon as possible, to the appropriate Dean's office (the Office

of the Dean of the student's Faculty of registration/home Faculty) together with a request for relief specifying the nature of the accommodation being requested. These documents will be retained in the student's file, and will be held in confidence in accordance with the University's Official Student Record Information Privacy Policy

[http://www.uwo.ca/univsec/pdf/academic\\_policies/general/privacy.pdf](http://www.uwo.ca/univsec/pdf/academic_policies/general/privacy.pdf)

Once the petition and supporting documents have been received and assessed, appropriate academic accommodation shall be determined by the Dean's Office in consultation with the student's instructor(s). Academic accommodation may include extension of deadlines, waiver of attendance requirements for classes/labs/tutorials, arranging Special Exams or Incompletes, re-weighting course requirements, or granting late withdrawals without academic penalty.

Academic accommodation shall be granted only where the documentation indicates that the onset, duration and severity of the illness are such that the student could not reasonably be expected to complete his/her academic responsibilities. (Note: it will not be sufficient to provide documentation indicating simply that the student was seen for a medical reason or was ill.)

A form to be completed by off-campus physicians is available at:

[http://www.uwo.ca/univsec/pdf/academic\\_policies/appeals/medicalform.pdf](http://www.uwo.ca/univsec/pdf/academic_policies/appeals/medicalform.pdf)

Whenever possible, students who require academic accommodation should provide notification and documentation in advance of due dates, examinations, etc. Students must follow up with their professors and their Academic Counselling office in a timely manner.

In the case of a final examination in the course, the student must arrange for a Special Examination or Incomplete through their Dean's office, for which you will be required to provide acceptable documentation.

If you feel that you have a medical or personal problem that is interfering with your work, you should contact your instructor and the Faculty Academic Counselling Office as soon as possible. Problems may then be documented and possible arrangements to assist you can be discussed at the time of occurrence rather than on a retroactive basis. In general, retroactive requests for grade revisions on medical or compassionate grounds will not be considered.

## 7.2 Make Up Examinations

The student must write a make-up exam if the regularly scheduled exam is missed for reasons for which adequate documentation is received by the instructor (**this documentation must be supplied by the Academic Counseling office**).

## 8. University Policy on Cheating and Academic Misconduct

Cheating on exams will not be tolerated; students are referred to the university policy on scholastic offenses (see section 9.0 below). Looking at the test of another student, allowing another student to view your exam, or obtaining information about a test in advance are all examples of cheating. Students found cheating will receive a zero (0%) on that exam. A number of safeguards will be employed to discourage cheating. For example, examination supervisors (proctors) of the tests may ask students to move to another seat during the exam, cover their paper, avert their eyes from other students' papers, remove baseball caps, etc. This is not meant as a personal affront nor as an accusation of cheating, rather as vigilant attempts at proctoring. A copy of guidelines about how to avoid cheating can be obtained from the office of the Ombudsperson, Room 3135 WSSB, (519) 661-3573.

Students are responsible for understanding the nature of and avoiding the occurrence of plagiarism and other academic offenses. Students are urged to read the section on Scholastic Offenses in the Academic Calendar. Note that such offenses include plagiarism, cheating on an examination, submitting false or fraudulent assignments or credentials, impersonating a candidate, or submitting for credit in any course without the knowledge and approval of the instructor to whom it is submitted, any academic work for which credit has previously been obtained or is being sought in another course in the University or elsewhere. If you are in doubt about whether what you are doing is inappropriate, consult your instructor. A claim that "you didn't know it was wrong" will not be accepted as an excuse.

The penalties for a student guilty of a scholastic offense include refusal of a passing grade in the assignment, refusal of a passing grade in the course, suspension from the University, and expulsion from the University.

## 9. Procedures For Appealing Academic Evaluations

In the first instance, all appeals of a grade must be made to the course instructor (informal consultation). If the student is not satisfied with the decision of the course instructor, a written appeal must be sent to the Assistant Program Director or Designate of the BMOS program. If the response of the Assistant Director is considered unsatisfactory to the student, he/she may then appeal to the Dean of the Faculty in which the course of program was taken. Only after receiving a final decision from the Dean, may a student appeal to the Senate Review Board Academic. A Guide to Appeals is available from the Ombudsperson's Office.

## 10. Support Services

### 10.1 Support Services

The Registrar's office can be accessed for Student Support Services at <http://www.registrar.uwo.ca> Student Support Services (*including the services provided by the USC listed here*) can be reached at: <http://westernusc.ca/services/>

Student Development Services can be reached at: <http://www.sdc.uwo.ca/>

Students who are in emotional/mental distress should refer to Mental Health@Western [http://www.health.uwo.ca/mental\\_health/](http://www.health.uwo.ca/mental_health/) for a complete list of options about how to obtain help.

## 11. Other Issues

### 11.1 Grade Policy

The DAN Program has a grade policy which states that for courses in the 2000 range, the class **average must fall between 65%-70% for all sections** of a course taught by the same instructor. In very exceptional circumstances only, class averages outside this range may be approved by the Undergraduate Chair or Chair. **Class averages are not grounds for appeal.**

### 11.2 Short Absences.

If you miss a class due to minor illness or other problems, check your course outlines for information regarding attendance requirements and make sure you are not missing a test or exam. Cover any readings and arrange to borrow the missed lectures notes from a classmate.

### 11.3 Extended Absences.

If you are absent more than approximately two weeks or if you get too far behind to catch up, you should consider reducing your workload by dropping one or more courses. The Academic Counsellors can help you to consider the alternatives. At your request, they can also keep your instructors informed about your difficulties.

## 11.4 Academic Concerns.

If you are in academic difficulty, it is strongly recommended that you see your academic counsellor.

## 11.5 Important Dates:

Distance Studies – 1.0 or 0.5 course (12 weeks) Duration: May 9 – July 29  
Last day to Add: May 13; Last day to Drop: June 13; Exam Period: August 2 – 5

Distance Studies - First term 0.5 course (6 weeks) Duration: May 9–June 17  
Last day to Add: May 13; Last day to Drop: June 6; Exam Period: See instructor

Distance Studies – Second term 0.5 course (6 weeks) Duration: June 20 – July 29  
Last day to Add: June 24; Last day to Drop: July 18; Exam Period: August 2 – 5

## 12. Other Information

- Bring student identification to exams.
- Nothing is to be on/at one's desk during an exam except a pencil, an eraser, and the individual's student card
- Do not wear baseball caps to exams
- Do not bring music players, cell phones, beepers, or other electronic devices to exams

For The University of Western Ontario Senate Regulations, please see the Handbook of Academic and Scholarship Policy at: [http://www.uwo.ca/univsec/academic\\_policies/index.html](http://www.uwo.ca/univsec/academic_policies/index.html)

## 13. E-mail Policies

The following policies apply to all emails between students and the Professor. Please respect the fact that the Professor receives hundreds of emails from students and must deal with those emails in a fair and organized manner. Non-acceptable emails will receive a reply saying only "Please see Email Policies on the course outline".

### 13.1 UWO.CA Email Addresses Only

For privacy reasons, students must use their Western email accounts to contact the Professor. The Professor will not respond to emails from non-uwo.ca addresses (e.g. hotmail.com, gmail.com, etc.).

### 13.2 Subject Line Must Include Course and Section Number

The subject line of emails must contain the name or number of the course, and the section number in which the student is enrolled. The Professor teaches different courses and sections and cannot properly respond to questions if he does not know which course or section you are enrolled in.

### 13.3 Acceptable Emails

- questions about the course content or materials
- asking to set up an appointment to ask questions or review an exam
- notification of illness or other special circumstances
- providing constructive comments or feedback about the course

### 13.4 Non-Acceptable Emails

- questions that may be answered on OWL or on this course outline
- asking when grades will be posted
- asking what grade a student received
- asking where or when an exam is scheduled or the material covered on an exam
- requests for grade increases, extra assignments, or reweighting of course components

## FREQUENTLY ASKED QUESTIONS – PLEASE READ

Question	Answer
How can I succeed in this course?	Do all the assigned readings, read the lecture notes posted, and ASK QUESTIONS. Focus on understanding the legal principles in a way that lets you apply them to new fact situations.
I missed a quiz or exam because I was sick or there was a death in my family.	<p>See the section of the course outline on <b>ILLNESS AND SPECIAL CIRCUMSTANCES</b>. You must go through academic counselling first. Once you have their permission, I will work with you to rewrite the exam that you missed.</p> <p><b>I CANNOT MAKE ANY PROVISIONS FOR ANYONE WHO DOES NOT HAVE PERMISSION FROM ACADEMIC COUNSELLING. PERIOD.</b></p>
Can I come and see my exam?	You can review your exam during office hours or at any other mutually convenient time.
Can I use a different textbook?	You can use a different textbook, but it is your responsibility to ensure that you are learning all of the assigned material. Be aware that different textbooks may be organized differently and may cover different material.
There is so much material. How can I possibly remember everything?	You do not need to remember everything in the book. You need to understand the fundamental legal principles and how to apply them.
This mark is going to prevent me from getting accepted at Ivey/graduate school/NASA.	<p><b>Grades are given based on actual performance, as set out on the course outline. In order to be fair to all the students in the course, grade adjustments, extra assignments, and the reweighting of course components are not available. Please don't ask.</b></p>
I need a certain mark to get or maintain a scholarship or my AEO status at Ivey.	
I tried really hard but I still got a poor mark.	
This is the lowest mark I have ever received.	